

**Introduced by Senators Lara, Corbett, De León, Hill, Monning,  
Roth, Steinberg, and Torres**

February 21, 2014

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An act to amend Section 89503 of the Government Code, relating to the Political Reform Act of 1974.

LEGISLATIVE COUNSEL'S DIGEST

SB 1441, as introduced, Lara. Political Reform Act of 1974: gifts.

The Political Reform Act of 1974 places limits on the value of gifts that may be received by elected state officers, elected officers of local government agencies, candidates for those offices, members of state board or commissions, and designated employees of state or local government agencies. Under the act, those individuals may not accept gifts from a single source in a calendar year with a total value of more than \$250, with specified exceptions. The act directs the Fair Political Practices Commission to adjust this limit biennially to reflect changes in the Consumer Price Index.

This bill would make nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 89503 of the Government Code is
- 2 amended to read:
- 3 89503. (a) ~~No~~*An* elected state officer, elected officer of a local
- 4 government agency, or other individual specified in Section 87200
- 5 shall *not* accept gifts from any single source in any calendar year
- 6 with a total value of more than two hundred fifty dollars (\$250).

(b) (1) ~~No~~ A candidate for elective state office, ~~for~~ judicial office, or ~~for~~ elective office in a local government agency shall *not* accept gifts from any single source in any calendar year with a total value of more than two hundred fifty dollars (\$250). A person ~~shall be deemed~~ *is* a candidate for purposes of this subdivision when the person has filed a statement of organization as a committee for election to a state or local office, a declaration of intent, or a declaration of candidacy, whichever occurs first. A person ~~shall~~ *is not be deemed* a candidate for purposes of this subdivision after he or she is sworn into the elective office, or, if the person lost the election, after the person has terminated his or her campaign statement filing obligations for that office pursuant to Section 84214 or after certification of the election results, ~~whichever is earlier~~ *occurs first*.

(2) Paragraph (1) shall not apply to any person who is a candidate as described in paragraph (1) for judicial office on or before December 31, 1996.

(c) ~~No~~ A member of a state board or commission or designated employee of a state or local government agency shall *not* accept gifts from any single source in any calendar year with a total value of more than two hundred fifty dollars (\$250) if the member or employee would be required to report the receipt of income or gifts from that source on his or her statement of economic interests.

(d) This section shall not apply to a person in his or her capacity as a judge. This section shall not apply to a person in his or her capacity as a part-time member of the governing board of any public institution of higher education unless that position is an elective office.

(e) This section shall not prohibit or limit the following:

(1) Payments, advances, or reimbursements for travel and related lodging and subsistence permitted by Section 89506.

(2) Wedding gifts and gifts exchanged between individuals on birthdays, holidays, and other similar occasions, provided that the gifts exchanged are not substantially disproportionate in value.

(f) Beginning on January 1, 1993, the ~~commission~~ *Commission* shall adjust the gift limitation in this section on January 1 of each odd-numbered year to reflect changes in the Consumer Price Index, rounded to the nearest ten dollars (\$10).

1 (g) The limitations in this section are in addition to the  
2 limitations on gifts in Section 86203.

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